



**Voluntary Petition***(This page must be completed and filed in every case.)*

Name of Debtor(s):

**EVERGREENBANCORP, INC.****All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.)**

Location

Where Filed: **None**

Case Number:

Date Filed:

Location

Where Filed:

Case Number:

Date Filed:

**Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet.)**

Name of Debtor:

**None**

Case Number:

Date Filed:

District:

**Western District of Washington**

Relationship:

Judge:

**Exhibit A**

(To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)

☐ Exhibit A is attached and made a part of this petition.

**Exhibit B**

(To be completed if debtor is an individual whose debts are primarily consumer debts.)

I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b).

X \_\_\_\_\_  
Signature of Attorney for Debtor(s) (Date)

**Exhibit C**

Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?

☐ Yes, and Exhibit C is attached and made a part of this petition.

☒ No.

**Exhibit D**

(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)

☐ Exhibit D completed and signed by the debtor is attached and made a part of this petition.

If this is a joint petition:

☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.

**Information Regarding the Debtor - Venue**

(Check any applicable box.)

- ☒ Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.
- ☐ There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.
- ☐ Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.

**Certification by a Debtor Who Resides as a Tenant of Residential Property**

(Check all applicable boxes.)

☐ Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)

\_\_\_\_\_  
(Name of landlord that obtained judgment)

\_\_\_\_\_  
(Address of landlord)

- ☐ Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and
- ☐ Debtor has included with this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.
- ☐ Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

**Voluntary Petition**

(This page must be completed and filed in every case.)

Name of Debtor(s):

**EVERGREENBANCORP, INC.****Signatures****Signature(s) of Debtor(s) (Individual/Joint)**

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X \_\_\_\_\_  
Signature of Debtor

X \_\_\_\_\_  
Signature of Joint Debtor

\_\_\_\_\_  
Telephone Number (if not represented by attorney)

\_\_\_\_\_  
Date

**Signature of Attorney\***

X \_\_\_\_\_  
Signature of Attorney for Debtor(s)  
**Hugh R. McCullough**

\_\_\_\_\_  
Printed Name of Attorney for Debtor(s)  
**Davis Wright Tremaine LLP**

\_\_\_\_\_  
Firm Name  
**1201 Third Avenue, Suite 2200**  
**Seattle, WA 98101**

\_\_\_\_\_  
Address  
**206-622-3150**  
\_\_\_\_\_  
Telephone Number

\_\_\_\_\_  
Date

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

**Signature of Debtor (Corporation/Partnership)**

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X \_\_\_\_\_  
Signature of Authorized Individual  
**Gerald O. Hatler**

\_\_\_\_\_  
Printed Name of Authorized Individual  
**President & CEO**

\_\_\_\_\_  
Title of Authorized Individual  
**5/28/10**

\_\_\_\_\_  
Date

**Signature of a Foreign Representative**

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.

☐ Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X \_\_\_\_\_  
(Signature of Foreign Representative)

\_\_\_\_\_  
(Printed Name of Foreign Representative)

\_\_\_\_\_  
Date

**Signature of Non-Attorney Bankruptcy Petition Preparer**

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

\_\_\_\_\_  
Printed Name and title, if any, of Bankruptcy Petition Preparer

\_\_\_\_\_  
Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

\_\_\_\_\_  
Address

X \_\_\_\_\_  
Date

Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual.

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

*A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.*

**GLOBAL NOTES TO SCHEDULES OF ASSETS AND LIABILITIES  
AND STATEMENT OF FINANCIAL AFFAIRS**

These schedules of assets and liabilities and statements of financial affairs were prepared under the supervision of Gerald O. Hatler, president and chief executive officer of EvergreenBancorp, Inc. (the “**Debtor**”). The Debtor was the bank holding company for EvergreenBank, a commercial bank chartered by the State of Washington. On January 22, 2010, EvergreenBank was closed by the State of Washington Department of Financial Institutions, and the Federal Deposit Insurance Corporation was appointed as receiver. Certain of the assets and liabilities of EvergreenBank were sold by the FDIC to Umpqua Bank on January 22, 2010.

Prior to the closure and sale of EvergreenBank, its employees attempted to segregate those business, operational, and corporate records that pertained exclusively to the Debtor. As a result of the closure and sale of EvergreenBank, however, most of the Debtor’s consolidated business, operational, and corporate records were transferred to, and are in the custody of the FDIC or of Umpqua Bank. Most of the former employees of the Debtor are now employed by Umpqua Bank. The Debtor has prepared these schedules and statements in good faith based on the limited information, records, and resources still available to it.

# United States Bankruptcy Court

Western District of Washington

In re EVERGREENBANCORP, INC.,  
Debtor

Case No. \_\_\_\_\_

Chapter 7

## SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	YES	1	\$		
B - Personal Property	YES	3	\$ 2,229,348.30		
C - Property Claimed as Exempt	YES	1			
D - Creditors Holding Secured Claims	YES	1		\$	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	YES	2		\$	
F - Creditors Holding Unsecured Nonpriority Claims	YES	2		\$ 12,372,000.00	
G - Executory Contracts and Unexpired Leases	YES	1			
H - Codebtors	YES	1			
I - Current Income of Individual Debtor(s)	YES	1			\$
J - Current Expenditures of Individual Debtors(s)	YES	1			\$
<b>TOTAL</b>		14	\$ 2,229,348.30	\$ 12,372,000.00	

(Report also on Summary of Schedules.)

In re EVERGREENBANCORP, INC.DebtorCase No. \_\_\_\_\_  
(If known)**SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "X" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

**Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.**

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
1. Cash on hand.	X			
2. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and home- stead associations, or credit unions, brokerage houses, or cooperatives.		Checking Acct at US Bank, P.O. Box 1800, St. Paul, MN 55101 Checking Acct at Umpqua Bank, 1111 Third Ave., Seattle, WA		\$128,630.84 \$717.53
3. Security deposits with public utilities, telephone companies, landlords, and others.	X			
4. Household goods and furnishings, including audio, video, and computer equipment.	X			
5. Books; pictures and other art objects; antiques; stamp, coin, record, tape, compact disc, and other collections or collectibles.	X			
6. Wearing apparel.	X			
7. Furs and jewelry.	X			
8. Firearms and sports, photographic, and other hobby equipment.	X			
9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.		Catlin Specialty Insurance Company, Professional Liability Division, 60 State St., Ste. 1250, Boston, MA 01209 Indian Harbor Insurance Company, c/o XL Professional Insurance, 100 Constitution Plaza, 17th Floor, Hartford, CT 06103 Valiant Specialty Insurance Company, 110 William St., 21st Floor, New York, NY 10038		\$5,000,000 (limits) \$2,000,000 vs \$5,000,000 (limits) \$1,000,000 vs \$7,000,000 (limits)
10. Annuities. Itemize and name each issuer.	X			
11. Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	X			

In re EVERGREENBANCORP, INC.,  
DebtorCase No. \_\_\_\_\_  
(If known)**SCHEDULE B - PERSONAL PROPERTY**  
(Continuation Sheet)

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	X			
13. Stock and interests in incorporated and unincorporated businesses. Itemize.		100% of common stock in EvergreenBank 100% of common securities of EvergreenBancorp Capital Trust I 100% of common securities of EvergreenBancorp Statutory Trust II 100% of common securities of EvergreenBancorp Statutory Trust III		\$0 \$0 \$0 \$0
14. Interests in partnerships or joint ventures. Itemize.	X			
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	X			
16. Accounts receivable.	X			
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X			
18. Other liquidated debts owed to debtor including tax refunds. Give particulars.	X			
19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A – Real Property.	X			
20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.		IRS tax refund for losses carried back to prior tax years*		Approximately \$2.1 million

\*The FDIC may claim an interest in the refund.



In re EVERGREENBANCORP, INC.  
DebtorCase No. \_\_\_\_\_  
(If known)**SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
22. Patents, copyrights, and other intellectual property. Give particulars.	X			
23. Licenses, franchises, and other general intangibles. Give particulars.	X			
24. Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25. Automobiles, trucks, trailers, and other vehicles and accessories.	X			
26. Boats, motors, and accessories.	X			
27. Aircraft and accessories.	X			
28. Office equipment, furnishings, and supplies.	X			
29. Machinery, fixtures, equipment, and supplies used in business.	X			
30. Inventory.	X			
31. Animals.	X			
32. Crops - growing or harvested. Give particulars.	X			
33. Farming equipment and implements.	X			
34. Farm supplies, chemicals, and feed.	X			
35. Other personal property of any kind not already listed. Itemize.	X			
<div> <div>2</div> <div>continuation sheets attached</div> <div>Total</div> </div>				<div>\$</div> <div>2,229,348.30</div>

(Include amounts from any continuation  
sheets attached. Report total also on  
Summary of Schedules.)

In re EVERGREENBANCORP, INC.,  
DebtorCase No. \_\_\_\_\_  
(If known)**SCHEDULE C - PROPERTY CLAIMED AS EXEMPT**Debtor claims the exemptions to which debtor is entitled under:  
(Check one box)

- ☐ 11 U.S.C. § 522(b)(2)  
☐ 11 U.S.C. § 522(b)(3)

☐ Check if debtor claims a homestead exemption that exceeds \$146,450.\*

DESCRIPTION OF PROPERTY	SPECIFY LAW PROVIDING EACH EXEMPTION	VALUE OF CLAIMED EXEMPTION	CURRENT VALUE OF PROPERTY WITHOUT DEDUCTING EXEMPTION

\* Amount subject to adjustment on 4/1/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

In re EVERGREENBANCORP, INC.  
DebtorCase No. \_\_\_\_\_  
(If known)**SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H – Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.



Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO.								
			VALUE \$					
ACCOUNT NO.								
			VALUE \$					
ACCOUNT NO.								
			VALUE \$					
<div style="display: flex; justify-content: space-between;"> <div>           continuation sheets attached         </div> <div>           Subtotal ► (Total of this page)             Total ► (Use only on last page)         </div> <div>           \$         </div> <div>           \$         </div> </div>								

(Report also on Summary of Schedules.)

(If applicable, report also on Statistical Summary of Certain Liabilities and Related Data.)

In re EVERGREENBANCORP, INC.,  
Debtor

Case No. \_\_\_\_\_  
(if known)

## SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. § 112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

☒ Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.

TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets.)

☐ **Domestic Support Obligations**

Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).

☐ **Extensions of credit in an involuntary case**

Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).

☐ **Wages, salaries, and commissions**

Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$11,725\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).

☐ **Contributions to employee benefit plans**

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).

\* Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

In re EVERGREENBANCORP, INC.,  
Debtor

Case No. \_\_\_\_\_  
(if known)

☐ **Certain farmers and fishermen**

Claims of certain farmers and fishermen, up to \$5,775\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).

☐ **Deposits by individuals**

Claims of individuals up to \$2,600\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).

☐ **Taxes and Certain Other Debts Owed to Governmental Units**

Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).

☐ **Commitments to Maintain the Capital of an Insured Depository Institution**

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).

☐ **Claims for Death or Personal Injury While Debtor Was Intoxicated**

Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

*\* Amounts are subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.*

In re EVERGREENBANCORP, INC.,  
DebtorCase No. \_\_\_\_\_  
(if known)**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

☐ Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER <i>(See instructions above.)</i>	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.  U.S. Bank National Association as Trustee One Federal Street 3rd Floor Boston, MA 02110			November 15, 2006 Cash payment and common securities in exchange for Junior Subordinated Debt Securities				\$7,217,000 plus unpaid interest
ACCOUNT NO.  U.S. Bank National Association as Guarantee Trustee 225 Asylum Street, 23rd Floor Hartford, CT 06103			November 15, 2006 Cash payment and common securities in exchange for Junior Subordinated Debt Securities	X			
ACCOUNT NO.  LaSalle Bank National Association as Trustee 540 West Madison 25th Floor Chicago, IL 60661 Attn: LaSalle Global Trust Services			April 13, 2007 Cash payment and common securities in exchange for Junior Subordinated Debt Securities				\$5,155,000 plus unpaid interest
ACCOUNT NO.  LaSalle Bank National Association as Guarantee Trustee 540 West Madison 25th Floor Chicago, IL 60661 Attn: LaSalle Global Trust Services			April 13, 2007 Cash payment and common securities in exchange for Junior Subordinated Debt Securities	X			
Subtotal▶							\$12,372,000.00
Total▶							\$

(Use only on last page of the completed Schedule F.)  
(Report also on Summary of Schedules and, if applicable, on the Statistical  
Summary of Certain Liabilities and Related Data.)

1 continuation sheets attached

In re EVERGREENBANCORP, INC.,  
DebtorCase No. \_\_\_\_\_  
(if known)**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.							Unknown.
Federal Deposit Insurance Corporation 40 Pacifica, Suite 1000. Irvine, CA 92618				X	X	X	
ACCOUNT NO.							
ACCOUNT NO.							
ACCOUNT NO.							
ACCOUNT NO.							
ACCOUNT NO.							
Sheet no. <u>1</u> of <u>1</u> continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims							Subtotal▶ \$
Total▶ (Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable on the Statistical Summary of Certain Liabilities and Related Data.)							\$12,372,000.00

In re EVERGREENBANCORP, INC.,  
DebtorCase No. \_\_\_\_\_  
(if known)**SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES**

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

☐ Check this box if debtor has no executory contracts or unexpired leases.

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE, OF OTHER PARTIES TO LEASE OR CONTRACT.	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST. STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.
U.S. Bank National Association, as Trustee One Federal Street, 3rd Floor Boston, MA 02110 Attn: Corporate Trust Services - EvergreenBancorp Statutory Trust II	Indenture dated as of November 23, 2006 between Debtor and U.S. Bank National Association as trustee relating to issuance by Debtor of its Junior Subordinated Debt Securities due December 15, 2036
U.S. Bank National Association, as Guarantee Trustee 225 Asylum Street, 23rd Floor Hartford, CT 06103 Attn: Corporate Trust Services - Evergreen Bancorp Statutory Trust II	Guarantee Agreement dated as of November 23, 2006, between Debtor and U.S. Bank National Association as Trustee which guarantees certain payments of funds held by EvergreenBancorp Statutory Trust II
LaSalle Bank National Association, as Trustee 540 West Madison, 25th Floor Chicago, IL 60661 Attn: LaSalle Global Trust Services	Indenture dated as of April 13, 2007 between Debtor and LaSalle Bank National Association as trustee relating to issuance by Debtor of its Junior Subordinated Debt Securities due June 15, 2037
LaSalle Bank National Association, as Guarantee Trustee 540 West Madison, 25th Floor Chicago, IL 60661 Attn: LaSalle Global Trust Services	Guarantee Agreement dated as of April 13, 2007 between Debtor and LaSalle Bank National Association as trustee which guarantees payments of funds held by EvergreenBancorp Statutory Trust III



In re EVERGREENBANCORP, INC. ,  
**Debtor**

Case No. \_\_\_\_\_  
 (if known)

## SCHEDULE H - CODEBTORS

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

☒ Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR

In re EVERGREENBANCORP, INC.,  
DebtorCase No. \_\_\_\_\_  
(if known)**SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)**

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status:	DEPENDENTS OF DEBTOR AND SPOUSE	
	RELATIONSHIP(S):	AGE(S):
<b>Employment:</b>	DEBTOR	SPOUSE
Occupation		
Name of Employer		
How long employed		
Address of Employer		

INCOME: (Estimate of average or projected monthly income at time case filed)

DEBTOR

SPOUSE

1. Monthly gross wages, salary, and commissions  
(Prorate if not paid monthly)

\$ \_\_\_\_\_

\$ \_\_\_\_\_

2. Estimate monthly overtime

\$ \_\_\_\_\_

\$ \_\_\_\_\_

3. SUBTOTAL

\$ \_\_\_\_\_

\$ \_\_\_\_\_

4. LESS PAYROLL DEDUCTIONS

- a. Payroll taxes and social security  
b. Insurance  
c. Union dues  
d. Other (Specify): \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

5. SUBTOTAL OF PAYROLL DEDUCTIONS

\$ \_\_\_\_\_

\$ \_\_\_\_\_

6. TOTAL NET MONTHLY TAKE HOME PAY

\$ \_\_\_\_\_

\$ \_\_\_\_\_

7. Regular income from operation of business or profession or farm  
(Attach detailed statement)

\$ \_\_\_\_\_

\$ \_\_\_\_\_

8. Income from real property

\$ \_\_\_\_\_

\$ \_\_\_\_\_

9. Interest and dividends

\$ \_\_\_\_\_

\$ \_\_\_\_\_

10. Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above

\$ \_\_\_\_\_

\$ \_\_\_\_\_

11. Social security or government assistance  
(Specify): \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

12. Pension or retirement income

\$ \_\_\_\_\_

\$ \_\_\_\_\_

13. Other monthly income  
(Specify): \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

14. SUBTOTAL OF LINES 7 THROUGH 13

\$ \_\_\_\_\_

\$ \_\_\_\_\_

15. AVERAGE MONTHLY INCOME (Add amounts on lines 6 and 14)

\$ \_\_\_\_\_

\$ \_\_\_\_\_

16. COMBINED AVERAGE MONTHLY INCOME: (Combine column totals from line 15)

\$ \_\_\_\_\_

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document:

---

In re EVERGREENBANCORP, INC.,  
DebtorCase No. \_\_\_\_\_  
(if known)**SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)**

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ from the deductions from income allowed on Form 22A or 22C.

☐ Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse."

1. Rent or home mortgage payment (include lot rented for mobile home) \$ \_\_\_\_\_
  - a. Are real estate taxes included? Yes \_\_\_\_\_ No \_\_\_\_\_
  - b. Is property insurance included? Yes \_\_\_\_\_ No \_\_\_\_\_
2. Utilities:
  - a. Electricity and heating fuel \$ \_\_\_\_\_
  - b. Water and sewer \$ \_\_\_\_\_
  - c. Telephone \$ \_\_\_\_\_
  - d. Other \_\_\_\_\_ \$ \_\_\_\_\_
3. Home maintenance (repairs and upkeep) \$ \_\_\_\_\_
4. Food \$ \_\_\_\_\_
5. Clothing \$ \_\_\_\_\_
6. Laundry and dry cleaning \$ \_\_\_\_\_
7. Medical and dental expenses \$ \_\_\_\_\_
8. Transportation (not including car payments) \$ \_\_\_\_\_
9. Recreation, clubs and entertainment, newspapers, magazines, etc. \$ \_\_\_\_\_
10. Charitable contributions \$ \_\_\_\_\_
11. Insurance (not deducted from wages or included in home mortgage payments)
  - a. Homeowner's or renter's \$ \_\_\_\_\_
  - b. Life \$ \_\_\_\_\_
  - c. Health \$ \_\_\_\_\_
  - d. Auto \$ \_\_\_\_\_
  - e. Other \_\_\_\_\_ \$ \_\_\_\_\_
12. Taxes (not deducted from wages or included in home mortgage payments)  
(Specify) \_\_\_\_\_ \$ \_\_\_\_\_
13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)
  - a. Auto \$ \_\_\_\_\_
  - b. Other \_\_\_\_\_ \$ \_\_\_\_\_
  - c. Other \_\_\_\_\_ \$ \_\_\_\_\_
14. Alimony, maintenance, and support paid to others \$ \_\_\_\_\_
15. Payments for support of additional dependents not living at your home \$ \_\_\_\_\_
16. Regular expenses from operation of business, profession, or farm (attach detailed statement) \$ \_\_\_\_\_
17. Other \_\_\_\_\_ \$ \_\_\_\_\_
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.) \$ \_\_\_\_\_
19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:
20. STATEMENT OF MONTHLY NET INCOME
  - a. Average monthly income from Line 15 of Schedule I \$ \_\_\_\_\_
  - b. Average monthly expenses from Line 18 above \$ \_\_\_\_\_
  - c. Monthly net income (a. minus b.) \$ \_\_\_\_\_

In re EVERGREENBANCORP, INC.,  
DebtorCase No. \_\_\_\_\_  
(if known)**DECLARATION CONCERNING DEBTOR'S SCHEDULES****DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of \_\_\_\_\_ sheets, and that they are true and correct to the best of my knowledge, information, and belief.

Date \_\_\_\_\_

Signature: \_\_\_\_\_  
Debtor

Date \_\_\_\_\_

Signature: \_\_\_\_\_  
(Joint Debtor, if any)

[If joint case, both spouses must sign.]

**DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110)**

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h) and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required by that section.

Printed or Typed Name and Title, if any,  
of Bankruptcy Petition PreparerSocial Security No.  
(Required by 11 U.S.C. § 110.)

If the bankruptcy petition preparer is not an individual, state the name, title (if any), address, and social security number of the officer, principal, responsible person, or partner who signs this document.

\_\_\_\_\_

\_\_\_\_\_

Address \_\_\_\_\_

X \_\_\_\_\_  
Signature of Bankruptcy Petition Preparer\_\_\_\_\_  
Date

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document, unless the bankruptcy petition preparer is not an individual:

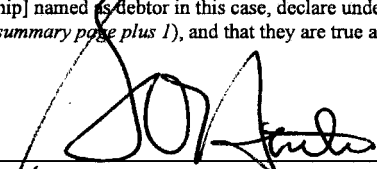
If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.

**DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP**

I, the President & CEO [the president or other officer or an authorized agent of the corporation or a member or an authorized agent of the partnership] of the corporation [corporation or partnership] named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of 15 sheets (Total shown on summary page plus 1), and that they are true and correct to the best of my knowledge, information, and belief.

Date 5/28/10

Signature:   
Gerald O. Hatler, President & CEO  
[Print or type name of individual signing on behalf of debtor.]

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

## UNITED STATES BANKRUPTCY COURT

Western District of Washington

In re: EVERGREENBANCORP, INC.  
DebtorCase No. \_\_\_\_\_  
(if known)

## STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

## DEFINITIONS

**"In business."** A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

**"Insider."** The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

## 1. Income from employment or operation of business

None  
☐

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT

SOURCE

\$745,000.00

Dividend from EvergreenBank

**2. Income other than from employment or operation of business**None  
☒

State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT

SOURCE

**3. Payments to creditors***Complete a. or b., as appropriate, and c.*None  
☒

a. *Individual or joint debtor(s) with primarily consumer debts:* List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATES OF  
PAYMENTSAMOUNT  
PAIDAMOUNT  
STILL OWINGNone  
☐

b. *Debtor whose debts are not primarily consumer debts:* List each payment or other transfer to any creditor made within **90 days** immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,850\*. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATES OF  
PAYMENTS/  
TRANSFERSAMOUNT  
PAID OR  
VALUE OF  
TRANSFERSAMOUNT  
STILL  
OWING

(see attached)

---

\*Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

Response to Question 3.b.

Name and Address of Creditor	Dates of Payments	Amount Paid or Value of Transfers	Amount Still Owing
Commerce Financial Partners 305 Cox Street Roselle, NJ 07203-1703	2/15/2010	\$44.73	0
RR Donnelly P.O. Box 730216 Dallas, TX 75373-026	4/14/2010 4/30/2010	\$218.00 \$218.00	0
Davis Wright Tremaine LLP 1201 Third Ave., Suite 2200 Seattle, WA 98101	4/13/2010 4/22/2010 5/14/2010	\$18,619.50 (applied against retainer) \$6,244.00 (applied against retainer) \$5,136.50 (applied against retainer)	0
Register and Transfer Company 10 Commerce Drive Cranford, NJ 07016-3752	2/15/2010 4/14/2010 5/19/2010	\$1,162.68 \$1,085.00 \$1,032.56	0
U.S. Bankruptcy Court	5/21/10	\$299.00	

None

☐

c. *All debtors:* List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR	DATE OF PAYMENT	AMOUNT PAID	AMOUNT STILL OWING
Gerald Hatler 2000 1st Ave., Apt. 1701 Seattle, WA 98121	01-25-2010	\$6,000 consulting fee	0.00
	04-14-2010	\$10,000 consulting fee	0.00

Payments to Directors – see attached

#### 4. Suits and administrative proceedings, executions, garnishments and attachments

None

☒

a. List all suits and administrative proceedings to which the debtor is or was a party within **one year** immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT AND CASE NUMBER	NATURE OF PROCEEDING	COURT OR AGENCY AND LOCATION	STATUS OR DISPOSITION
------------------------------------	----------------------	---------------------------------	--------------------------

None

☒

b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED	DATE OF SEIZURE	DESCRIPTION AND VALUE OF PROPERTY
--	--------------------	---

#### 5. Repossessions, foreclosures and returns

None

☒

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER	DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN	DESCRIPTION AND VALUE OF PROPERTY
---	--	---



	<b><u>Directors Fees</u></b>		
	<b><u>8/27/2009</u></b>	<b><u>12/4/2009</u></b>	<b><u>Total</u></b>
Baldwin, R. William 21815 NE 29 <sup>th</sup> Redmond, WA 98074-6359	\$3,000.00	\$3,000.00	\$6,000.00
Dawson, Craig 938 18 <sup>th</sup> Avenue East Seattle, WA 98112	\$2,375.00	\$2,375.00	\$4,750.00
Grisham, Carole 18795 162 <sup>nd</sup> Avenue NE Woodinville, WA 98072	\$2,687.50	\$2,687.50	\$5,375.00
Grossman, Robert P.O. Box 2633 Stanwood, WA 98292-2633	\$2,375.00	\$2,375.00	\$4,750.00
Hatler, Gerry 2000 1 <sup>st</sup> Avenue, Apt. #1701 Seattle, WA 98121	\$2,062.50	\$2,062.50	\$4,125.00
McNaughton, Stanley 4425 E. Lake Goodwin Road Stanwood, WA 98292	\$3,000.00	\$3,000.00	\$6,000.00
Olson, Russel 1186 Rutland Place Camano Island, WA 98282-7563	\$3,312.50	\$3,312.50	\$6,625.00
Phillips, Joseph P.O. Box 222000 Seattle, WA 98122-1090	\$2,687.50	\$2,687.50	\$5,375.00
<b>TOTAL</b>	<b>\$21,500.00</b>	<b>\$21,500.00</b>	<b>\$43,000.00</b>

**6. Assignments and receiverships**None  
☐

a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF ASSIGNEE	DATE OF ASSIGNMENT	TERMS OF ASSIGNMENT OR SETTLEMENT
Washington State Department of Financial Institution ("DFI")	01/22/2010	Pursuant to RCW 30.44, debtor as sole shareholder of EvergreenBank consented to DFI taking possession of EvergreenBank

None  
☒

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CUSTODIAN	NAME AND LOCATION OF COURT CASE TITLE & NUMBER	DATE OF ORDER	DESCRIPTION AND VALUE Of PROPERTY
----------------------------------	--	------------------	---

**7. Gifts**None  
☒

List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION	RELATIONSHIP TO DEBTOR, IF ANY	DATE OF GIFT	DESCRIPTION AND VALUE OF GIFT
--	--------------------------------------	-----------------	-------------------------------------

**8. Losses**None  
☒

List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case**. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY	DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS	DATE OF LOSS
---	--	-----------------

**9. Payments related to debt counseling or bankruptcy**None  
☐

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE	DATE OF PAYMENT, NAME OF PAYER IF OTHER THAN DEBTOR	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY
Davis Wright Tremaine LLP 1201 Third Avenue, Suite 2200 Seattle, WA 98101	1/21/2020	\$1,785.00
	1/26/2010	\$30,000.00
		(retainer)
	4/14/2010	\$18,619.50
		(applied against retainer)
	4/22/2010	\$6,244.00
		(applied against retainer)
	5/14/2010	\$5,136.50
		(applied against retainer)

**10. Other transfers**None  
☒

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE, RELATIONSHIP TO DEBTOR	DATE	DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED
---	------	--

None  
☒

b. List all property transferred by the debtor within **ten years** immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

NAME OF TRUST OR OTHER DEVICE	DATE(S) OF TRANSFER(S)	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY OR DEBTOR'S INTEREST IN PROPERTY
----------------------------------	---------------------------	---

**11. Closed financial accounts**None  
☒

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION	TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER, AND AMOUNT OF FINAL BALANCE	AMOUNT AND DATE OF SALE OR CLOSING
------------------------------------	--	--

**12. Safe deposit boxes**None  
☒

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY	NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY	DESCRIPTION OF CONTENTS	DATE OF TRANSFER OR SURRENDER, IF ANY
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**13. Setoffs**None  
☒

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR	DATE OF SETOFF	AMOUNT OF SETOFF
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**14. Property held for another person**None  
☒

List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS OF OWNER	DESCRIPTION AND VALUE OF PROPERTY	LOCATION OF PROPERTY
------------------------------	--------------------------------------	----------------------

**15. Prior address of debtor**None  
☐

If debtor has moved within **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS	NAME USED	DATES OF OCCUPANCY
1111 Third Avenue Suite 2100 Seattle, WA 98101	EvergreenBancorp, Inc.	July 2007 - January 2010
301 Eastlake Avenue East Seattle, WA 98109	EvergreenBancorp, Inc.	All of such three year period up to July 2007

**16. Spouses and Former Spouses**

None



If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within **eight years** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

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**17. Environmental Information.**

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

None



a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

SITE NAME AND ADDRESS	NAME AND ADDRESS OF GOVERNMENTAL UNIT	DATE OF NOTICE	ENVIRONMENTAL LAW
--------------------------	--	-------------------	----------------------

None



b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

SITE NAME AND ADDRESS	NAME AND ADDRESS OF GOVERNMENTAL UNIT	DATE OF NOTICE	ENVIRONMENTAL LAW
--------------------------	--	-------------------	----------------------

None



c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT	DOCKET NUMBER	STATUS OR DISPOSITION
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**18. Nature, location and name of business**

None



a. *If the debtor is an individual*, list the names, addresses, taxpayer-identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing

executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

*If the debtor is a partnership*, list the names, addresses, taxpayer-identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within **six years** immediately preceding the commencement of this case.

*If the debtor is a corporation*, list the names, addresses, taxpayer-identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

NAME	LAST FOUR DIGITS OF SOCIAL-SECURITY OR OTHER INDIVIDUAL TAXPAYER-I.D. NO. (ITIN)/ COMPLETE EIN	ADDRESS	NATURE OF BUSINESS	BEGINNING AND ENDING DATES
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(see attached)

- None ☒ b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME	ADDRESS
------	---------

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within **six years** immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor, or self-employed in a trade, profession, or other activity, either full- or part-time.

*(An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)*

#### 19. Books, records and financial statements

- None ☐ a. List all bookkeepers and accountants who within **two years** immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

NAME AND ADDRESS	DATES SERVICES RENDERED
Gordon Browning, c/o Cascade Financial Corporation, 2828 Colby Avenue, Everett, WA 98201	All of 2 year period
Rika Camardella, c/o Umpqua Bank, 1111 Third Avenue, Seattle, WA	All of 2 year period

- None ☐ b. List all firms or individuals who within **two years** immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

NAME	ADDRESS	DATES SERVICES RENDERED
Crowe Horwath LLP	One Mid American Plaza Suite 700 P.O. Box 3697 Oak Brook, IL 60522-3697	All of 2 year period

Response to Question 18.b.

Name	Complete EIN	Address <sup>1</sup>	Nature of Business	Beginning and Ending Dates
EvergreenBancorp Capital Trust I	Not available.	2000 1st Avenue, Suite 1701, Seattle, Washington 98121	Issuer of trust-preferred securities	May 2002–present
EvergreenBancorp Statutory Trust II	Not available.	2000 1st Avenue, Suite 1701, Seattle, Washington 98121	Issuer of trust-preferred securities	Nov. 2006–present
EvergreenBancorp Statutory Trust III	Not available.	2000 1st Avenue, Suite 1701, Seattle, Washington 98121	Issuer of trust-preferred securities	Mar. 2007–present
EvergreenBank	91-0868436	2000 1st Avenue, Suite 1701, Seattle, Washington 98121	Banking	June 2001–Jan. 2010

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<sup>1</sup> The address identified is the current address for EvergreenBancorp, Inc.

None  
☐

c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

**NAME**

Umpqua Bank, 1111 Third Ave, Seattle, WA  
Federal Deposit Insurance Corporation,  
40 Pacifica, Suite 1000, Irvine, CA 92618  
Gerald O. Hatler, 2000 First Ave., Suite 1701, Seattle, WA 98121

**ADDRESS**

None  
☐

d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within **two years** immediately preceding the commencement of this case.

**NAME AND ADDRESS**

(see attached)

**DATE ISSUED**

Filed for each calendar quarter for such period through the quarter ending September 30, 2009

**20. Inventories**

None  
☒

a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.

DATE OF INVENTORY

INVENTORY SUPERVISOR

**DOLLAR AMOUNT  
OF INVENTORY**

(Specify cost, market or other basis)

None  
☒

b. List the name and address of the person having possession of the records of each of the inventories reported in a., above.

DATE OF INVENTORY

**NAME AND ADDRESSES  
OF CUSTODIAN  
OF INVENTORY RECORDS**

**21. Current Partners, Officers, Directors and Shareholders**

None  
☒

a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

NAME AND ADDRESS

NATURE OF INTEREST

PERCENTAGE OF INTEREST

None  
☐

b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls, or holds 5 percent or more of the voting or equity securities of the corporation.

NAME AND ADDRESS

TITLE

**NATURE AND PERCENTAGE  
OF STOCK OWNERSHIP**

(see attached)



Response to Question 19.d.

Securities and Exchange Commission  
San Francisco Regional Office  
44 Montgomery St., Ste. 2600  
San Francisco, CA 94104

U.S. Bank National Association, as Trustee  
One Federal Street, 3rd Floor  
Boston, MA 02110  
Attn: Corporate Trust Services - Evergreen Bancorp Statutory Trust II

LaSalle Bank National Association as Trustee  
540 West Madison, 25th Floor  
Chicago, IL 60661  
Attn: LaSalle Global Trust Services

Response to Question 21.b.

Richard Baldwin 21815 NE 29th Redmond, WA 98074-6359	Director	Common Stock	0.26%
Craig Dawson 938 18 <sup>th</sup> Avenue East Seattle, WA 98112	Director	Common Stock	0.05%
Carole Grisham 18795 162 <sup>nd</sup> Avenue NE Woodinville, WA 98072	Director	Common Stock	0.40%
Robert Grossman P.O. Box 2633 Stanwood, WA 98292-2633	Director	Common Stock	0.26%
Gerald Hatler 2000 1 <sup>st</sup> Avenue, Apt. #1701 Seattle, WA 98121	Director, President & CEO	Common Stock	1.60%
Stan McNaughton 4425 E. Lake Goodwin Road Stanwood, WA 98292	Director	Common Stock	1.15%
Russel Olson 1186 Rutland Place Camano Island, WA 98282-7563	Director	Common Stock	0.31%
Joseph Phillips P.O. Box 222000 Seattle, WA 98122-1090	Director	Common Stock	0.06%
Clara McNaughton 16109 Evanston Avenue North Shoreline, WA	Shareholder	Common Stock	5.40%

**22 . Former partners, officers, directors and shareholders**None  
☒

a. If the debtor is a partnership, list each member who withdrew from the partnership within **one year** immediately preceding the commencement of this case.

NAME	ADDRESS	DATE OF WITHDRAWAL
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None  
☐

b. If the debtor is a corporation, list all officers or directors whose relationship with the corporation terminated within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS	TITLE	DATE OF TERMINATION
Gordon Browning	EVP & CFO	January 25, 2010
Nancy Hoppe	Corporate Secretary	January 25, 2010

**23 . Withdrawals from a partnership or distributions by a corporation**None  
☐

If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during **one year** immediately preceding the commencement of this case.

NAME & ADDRESS OF RECIPIENT, RELATIONSHIP TO DEBTOR	DATE AND PURPOSE OF WITHDRAWAL	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY
Gerald Hatler 2000 First Avenue, Apt. 1701 Seattle, WA 98121 President & CEO	Consulting Fees 1/25/2010 and 4/14/2010	\$16,000

See also Directors' Fees attached to response to 3

**24. Tax Consolidation Group.**None  
☐

If the debtor is a corporation, list the name and federal taxpayer-identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within **six years** immediately preceding the commencement of the case.

NAME OF PARENT CORPORATION	TAXPAYER-IDENTIFICATION NUMBER (EIN)
EvergreenBancorp, Inc.	91-2097262

**25. Pension Funds.**None  
☒

If the debtor is not an individual, list the name and federal taxpayer-identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within **six years** immediately preceding the commencement of the case.

NAME OF PENSION FUND	TAXPAYER-IDENTIFICATION NUMBER (EIN)
----------------------	--------------------------------------

\* \* \* \* \*

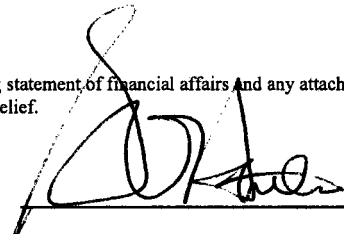
*[If completed by an individual or individual and spouse]*

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date	_____	Signature of Debtor	_____
Date	_____	Signature of Joint Debtor (if any)	_____

*[If completed on behalf of a partnership or corporation]*

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct to the best of my knowledge, information and belief.

Date	<u>5/28/10</u>	Signature	
		Print Name and Title	<u>Gerald O. Hatler, President &amp; CEO</u>

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

5 continuation sheets attached

*Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571*

#### DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110)

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required by that section.

\_\_\_\_\_  
Printed or Typed Name and Title, if any, of Bankruptcy Petition Preparer

\_\_\_\_\_  
Social-Security No. (Required by 11 U.S.C. § 110.)

*If the bankruptcy petition preparer is not an individual, state the name, title (if any), address, and social-security number of the officer, principal, responsible person, or partner who signs this document.*

\_\_\_\_\_  
Address

\_\_\_\_\_  
Signature of Bankruptcy Petition Preparer

\_\_\_\_\_  
Date

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person

***A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 18 U.S.C. § 156.***

**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF WASHINGTON**

In re: EVERGREENBANCORP, INC.

Name of Debtor(s)

Case No. \_\_\_\_\_

(If Known)

1. Pursuant to 11 U.S.C. §329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above-named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follow:

For legal services, I have agreed to accept .....	\$ <u>31,785.00</u>
Prior to the filing of this statement I have received. ....	\$ <u>31,785.00</u>
Balance Due. ....	\$ <u>0.00</u>

2. The source of the compensation paid to me was:

☒ Debtor      ☐ Other (specify)

3. The source of compensation to be paid to me is:

☒ Debtor      ☐ Other (specify)

4. ☒ I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.

☐ I have agreed to share the above-disclosed compensation with a person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation, is attached.

5. In return for the above-disclosed fee, I have agreed to render legal service for the following aspects of the bankruptcy case only:

- a. Analysis of the debtors financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;
- b. Preparation and filing of the petition, schedules, and statement of affairs; and
- c. Representation of the debtor at the meeting of creditors.


6. By agreement with the debtor(s), the above-disclosed fee does not include the following services:

Any aspects after the petition date other than attending the meeting of creditors.

**CERTIFICATION**

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

05/28/2010  
Date

  
Signature of Attorney

Davis Wright Tremaine LLP  
Name of Law Firm

Catlin Specialty Insurance Company Professional Liability Division 60 State Street, Suite 1250 Boston MA 01209
Carole Grisham 18795 162nd Avenue NE Woodinville, WA 98072
Clara McNaughton 16109 Evanston Avenue North Shoreline, WA
Commerce Financial Partners 305 Cox Street Roselle, NJ 07203-1703
Craig Dawson 938 18th Avenue East Seattle, WA 98112
Crowe Horwath LLP One Mid American Plaza Suite 700 P.O. Box 3697 Oak Brook, IL 60522-3697
Davis Wright Tremaine LLP 1201 Third Ave., Suite 2200 Seattle, WA 98101
EvergreenBancorp Capital Trust I 2000 1st Avenue, Suite 1701 Seattle, Washington 98121
EvergreenBancorp Statutory Trust II 2000 1st Avenue, Suite 1701 Seattle, Washington 98121
EvergreenBancorp Statutory Trust III 2000 1st Avenue, Suite 1701 Seattle, Washington 98121
EvergreenBank c/o Federal Deposit Insurance Corporation 40 Pacifica, Suite 1000, Irvine, CA 92618
Evergreenbancorp, Inc. 2000 First Avenue, Suite 1701 Seattle, WA 98121
Federal Deposit Insurance Corporation Seattle Field Office 1000 Dexter Ave., Ste. 500 Seattle, WA 98109

Federal Deposit Insurance Corporation 40 Pacifica, Suite 1000 Irvine, CA 92618
Gerald Hatler 2000 1st Ave., Apt. 1701 Seattle, WA 98121
Gordon Browning c/o Cascade Financial Corporation 2828 Colby Avenue Everett, WA 98201
Indian Harbor Insurance Company c/o XL Professional Insurance 100 Consitution Plaza 17 <sup>th</sup> Floor Hartford, CT 06103
Joseph Phillips P.O. Box 222000 Seattle, WA 98122-1090
LaSalle Bank National Association as Guarantee Trustee 540 West Madison 25th Floor Chicago, IL 60661 Attn: LaSalle Global Trust Services
LaSalle Bank National Association as Trustee 540 West Madison 25th Floor Chicago, IL 60661 Attn: LaSalle Global Trust Services
Register and Transfer Company 10 Commerce Drive Cranford, NJ 07016-3752
Richard Baldwin 21815 NE 29th Redmond, WA 98074-6359
Rika Camardella c/o Umpqua Bank 1101 Third Avenue, Seattle, WA 98101
Robert Grossman P.O. Box 2633 Stanwood, WA 98292-2633
RR Donnelly P.O. Box 730216 Dallas, TX 75373-026
Russel Olson 1186 Rutland Place Camano Island, WA 98282-7563

Securities and Exchange Commission San Francisco Regional Office 44 Montgomery St., Ste. 2600 San Francisco, CA 94104
Stan McNaughton 4425 E. Lake Goodwin Road Stanwood, WA 98292
State of Washington Department of Financial Institutions PO Box 41200 Olympia WA 98504-1200
U.S. Bank National Association as Guarantee Trustee 225 Asylum Street, 23rd Floor Hartford, CT 06103
U.S. Bank National Association as Trustee One Federal Street 3rd Floor Boston, MA 02110
U.S. Bank National Association, as Guarantee Trustee 225 Asylum Street, 23rd Floor Hartford, CT 06103 Attn: Corporate Trust Services - Evergreen Bancorp Statutory Trust II
U.S. Bank National Association, as Trustee One Federal Street, 3rd Floor Boston, MA 02110 Attn: Corporate Trust Services - EvergreenBancorp Statutory Trust II
U.S. Bank National Association, as Trustee One Federal Street, 3rd Floor Boston, MA 02110 Attn: Corporate Trust Services - Evergreen Bancorp Statutory Trust II
Umpqua Bank 1111 Third Avenue Seattle, WA 98101
Umpqua Bank P.O. Box 1820 Roseburg, OR, 97470
US Bank PO Box 1800 St. Paul, MN 55101
Valiant Specialty Insurance Company 110 William Street 21 <sup>st</sup> Floor New York, NY 10038



**EVERGREENBANCORP, INC.**

**Unanimous Consent of the  
Board of Directors**


The undersigned, being all of the Directors of EvergreenBancorp, Inc. (the "Company"), do hereby approve and adopt the following resolutions in lieu of holding a meeting to do the same:

RESOLVED, that the minutes from the meeting of the Board of Directors held on January 27, 2010, a copy of which is attached hereto as Exhibit A, are hereby approved; and

RESOLVED, that the signing by Gordon Browning of (i) a check payable to Gerald Hatler in the amount of \$6,000 and (ii) a check payable to Davis Wright Tremaine LLP ("DWT") in the amount of \$30,000, the delivery of such checks, and the payments made pursuant thereto are hereby ratified, confirmed, authorized and approved regardless of Mr. Browning's resignation as Executive Vice President and Chief Financial Officer or the effective time thereof.

This Consent may be executed in one or more counterparts and delivered by manually signed counterparts or by facsimile or other electronic means. All counterparts or signed signature pages thereof, shall constitute the appropriate approval of this Consent and shall be filed with the records of the Company.

This Consent shall be effective upon the date of the last Director to execute it.

  
\_\_\_\_\_  
RICHARD W. BALDWIN Date

\_\_\_\_\_  
CRAIG DAWSON Date

\_\_\_\_\_  
CAROLE J. GRISHAM Date

\_\_\_\_\_  
ROBERT J. GROSSMAN Date

\_\_\_\_\_  
GERALD O. HATLER Date

\_\_\_\_\_  
STANLEY McNAUGHTON Date

**EVERGREENBANCORP, INC.**

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This Consent shall be effective upon the date of the last Director to execute it.

\_\_\_\_\_  
RICHARD W. BALDWIN

\_\_\_\_\_  
Date

  
\_\_\_\_\_  
CRAIG DAWSON

\_\_\_\_\_  
1/28/10  
Date

\_\_\_\_\_  
CAROLE J. GRISHAM

\_\_\_\_\_  
Date

\_\_\_\_\_  
ROBERT J. GROSSMAN

\_\_\_\_\_  
Date

\_\_\_\_\_  
GERALD O. HATLER

\_\_\_\_\_  
Date

\_\_\_\_\_  
STANLEY McNAUGHTON

\_\_\_\_\_  
Date

**EVERGREENBANCORP, INC.**

**Unanimous Consent of the  
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This Consent shall be effective upon the date of the last Director to execute it.

\_\_\_\_\_  
RICHARD W. BALDWIN

\_\_\_\_\_  
Date

\_\_\_\_\_  
CRAIG DAWSON

\_\_\_\_\_  
Date

\_\_\_\_\_  
CAROLE J. GRISHAM

\_\_\_\_\_  
Date

\_\_\_\_\_  
ROBERT J. GROSSMAN

\_\_\_\_\_  
Date

\_\_\_\_\_  
GERALD O. HATLER

\_\_\_\_\_  
Date

\_\_\_\_\_  
STANLEY McNAUGHTON

\_\_\_\_\_  
Date

DWT 13917620v1 0065145-000002

**EVERGREENBANCORP, INC.****Unanimous Consent of the  
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RESOLVED, that the signing by Gordon Browning of (i) a check payable to Gerald Hatler in the amount of \$6,000 and (ii) a check payable to Davis Wright Tremaine LLP ("DWT") in the amount of \$30,000, the delivery of such checks, and the payments made pursuant thereto are hereby ratified, confirmed, authorized and approved regardless of Mr. Browning's resignation as Executive Vice President and Chief Financial Officer or the effective time thereof.

This Consent may be executed in one or more counterparts and delivered by manually signed counterparts or by facsimile or other electronic means. All counterparts or signed signature pages thereof, shall constitute the appropriate approval of this Consent and shall be filed with the records of the Company.

This Consent shall be effective upon the date of the last Director to execute it.

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RICHARD W. BALDWIN

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Date

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CRAIG DAWSON

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Date

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CAROLE J. GRISHAM

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Date  

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ROBERT J. GROSSMAN

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1/29/10  
Date

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GERALD O. HATLER

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Date

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STANLEY McNAUGHTON

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Date

**EVERGREENBANCORP, INC.**

**Unanimous Consent of the  
Board of Directors**

The undersigned, being all of the Directors of EvergreenBancorp, Inc. (the "Company"), do hereby approve and adopt the following resolutions in lieu of holding a meeting to do the same:

**RESOLVED**, that the minutes from the meeting of the Board of Directors held on January 27, 2010, a copy of which is attached hereto as Exhibit A, are hereby approved; and

**RESOLVED**, that the signing by Gordon Browning of (i) a check payable to Gerald Hatler in the amount of \$6,000 and (ii) a check payable to Davis Wright Tremaine LLP ("DWT") in the amount of \$30,000, the delivery of such checks, and the payments made pursuant thereto are hereby ratified, confirmed, authorized and approved regardless of Mr. Browning's resignation as Executive Vice President and Chief Financial Officer or the effective time thereof.

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This Consent shall be effective upon the date of the last Director to execute it.

\_\_\_\_\_  
RICHARD W. BALDWIN

\_\_\_\_\_  
Date

\_\_\_\_\_  
CRAIG DAWSON

\_\_\_\_\_  
Date

\_\_\_\_\_  
CAROLE J. GRISHAM

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Date

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ROBERT J. CROSSMAN

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Date

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GERALD G. HATLER

\_\_\_\_\_  
Date

2/10/2010

\_\_\_\_\_  
STANLEY McNAUGHTON

\_\_\_\_\_  
Date

  
\_\_\_\_\_  
RUSSEL E. OLSON

1-20-10  
\_\_\_\_\_  
Date

\_\_\_\_\_  
JOSEPH PHILLIES

\_\_\_\_\_  
Date

DWT 13917630v1 0065145-000002

**EVERGREENBANCORP, INC.****Unanimous Consent of the  
Board of Directors**

The undersigned, being all of the Directors of EvergreenBancorp, Inc. (the "Company"), do hereby approve and adopt the following resolutions in lieu of holding a meeting to do the same:

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This Consent may be executed in one or more counterparts and delivered by manually signed counterparts or by facsimile or other electronic means. All counterparts or signed signature pages thereof, shall constitute the appropriate approval of this Consent and shall be filed with the records of the Company.

This Consent shall be effective upon the date of the last Director to execute it.

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RICHARD W. BALDWIN

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Date

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CRAIG DAWSON

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Date

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CAROLE J. GRISHAM

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Date

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ROBERT J. GROSSMAN

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Date

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GERALD O. HATLER

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Date  

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STANLEY McNAUGHTON

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1/29/10  
Date

RUSSEL E. OLSON

*Joseph Phillips*  
JOSEPH PHILLIPS

Date

1-28-10

Date



**EXHIBIT A**

**EVERGREENBANCORP, INC.**

**Minutes of Meeting of  
Board of Directors  
January 27, 2010**

A special telephonic meeting of the Board of Directors of EvergreenBancorp, Inc. (the "Company") was held on January 27, 2010. Chairman McNaughton called the meeting to order at approximately 2:03 p.m. All of the directors of the Company were present. Also attending the meeting were Bernie Russell and Jim Waggoner of Davis Wright Tremaine LLP, the Company's legal counsel.

Chairman McNaughton asked Mr. Hatler to update the Board on the matter of the Company records that the FDIC wanted. Mr. Hatler said that the FDIC had copied various Company records and that the records had been returned to him. Chairman McNaughton indicated that the FDIC had also visited the PEMCO offices (a former holding company of EvergreenBank) to request various records.

Chairman McNaughton asked for approval of the minutes for the January 25, 2010 Board meeting. After it was noted that the resignations of Mr. Browning and Ms. Hoppe should be effective at 11:59 p.m. on January 25, 2010, a motion for approving the minutes was made and seconded and approved by all of the directors except Mr. Baldwin and Mr. Dawson who were not at the January 25, 2010 meeting.

The Board next discussed the possible bankruptcy filing by the Company. Mr. Waggoner described the timing and procedures related to the filing. The members had previously received draft of proposed Board resolutions for the filing. The draft resolutions were discussed and questions answered about them by Mr. Waggoner and Mr. Russell. Upon a motion and a second, the following resolutions relating to the bankruptcy filing and certain related matters were unanimously approved and adopted:

WHEREAS, in the judgment of the Board of Directors of EvergreenBancorp, Inc. (the "Company"), it is desirable and in the best interests of the Company to file a voluntary petition (the "Petition") for relief under Chapter 7 of the United States Bankruptcy Code, 11 U.S.C. §§ 101-1532 (the "Bankruptcy Code"), and the Board of Directors wishes to approve such action;

NOW, THEREFORE, BE IT RESOLVED, that in the judgment of the Board of Directors, it is desirable and in the best interests of the Company that the Company shall be, and the Company hereby is, authorized to file the Petition under Chapter 7 of the Bankruptcy Code in the United States Bankruptcy Court for the Western District of Washington (the "Bankruptcy Court");

**FURTHER RESOLVED**, that the law firm of Davis Wright Tremaine LLP shall be, and hereby is, authorized to file the Petition;

**FURTHER RESOLVED**, that the President and Chief Executive Officer is hereby authorized, directed and empowered, in the name of and on behalf of the Company, to execute, verify and cause to be filed the Petition, including the schedules of assets and liabilities, the statement of financial affairs and other ancillary documents required by the Bankruptcy Code and the Federal Rules of Bankruptcy Procedure to be filed with the Petition;

**FURTHER RESOLVED**, that the President and Chief Executive Officer is hereby authorized, directed and empowered, in the name of and on behalf of the Company, (i) to take or cause to be taken any and all actions, to make or cause to be made all payments (including but not limited to payments of expenses, retainers and filing fees), (ii) to make or cause to be made all federal, state and local governmental, administrative and/or regulatory filings as may be required or advisable under the laws or regulations of any jurisdiction, and (iii) to negotiate, enter into, execute, deliver and perform all other documents, agreements, certificates or instruments as may be necessary, appropriate, convenient or proper, in each case to effectuate the intent of, and the transactions contemplated by, the foregoing resolutions, and the execution and delivery thereof by the President and Chief Executive Officer to be conclusive evidence of such approval;

**FURTHER RESOLVED**, that the President and Chief Executive Officer is hereby authorized, directed and empowered to cause the Company to enter into, execute, deliver, certify, file, record, and perform such agreements, instruments, motions, affidavits, applications for approvals or rulings of governmental or regulatory authorities, certificates or other documents, and to take such other actions, as in the judgment of the President and Chief Executive Officer shall be necessary, proper, and desirable to prosecute to a successful completion of the Company's Chapter 7 case, other obligations, organizational form and structure, and ownership of the Company consistent with the foregoing resolutions and to carry out and put into effect the purposes of the foregoing resolutions, and the transactions contemplated by these resolutions, his authority thereunto to be evidenced by the taking of such actions;

**FURTHER RESOLVED**, that, in the event that an involuntary bankruptcy proceeding is commenced against the Company, the President and Chief Executive Officer is hereby authorized to take such action as may be necessary and appropriate to convert such involuntary bankruptcy proceedings into voluntary Chapter 7 bankruptcy proceedings;

**FURTHER RESOLVED**, that any and all acts taken and any and all certificates, instruments, agreements or other documents executed on behalf of the Company by the President and Chief Executive Officer prior to the adoption of the foregoing resolutions with regard to any of the transactions, actions,

certificates, instruments, agreements or other documents authorized or approved by the foregoing resolutions be, and they hereby are, ratified, confirmed, adopted and approved; and

FURTHER RESOLVED, as previously discussed in prior meetings of the Board of Directors, the change of the Company's address to 2000 First Avenue, Suite 1701, Seattle, WA 98121 and the appointment of Gerald Hatler as the Company's registered agent are hereby ratified, confirmed, adopted and approved.

Chairman McNaughton asked Mr. Hatler to update the Board on the D&O insurance policy. Mr. Hatler said he had notified the agent of the receivership of EvergreenBank and that the agent has notified the broker.

The form of resignation previously forwarded by Mr. Russell to the directors was discussed. Mr. Russell told the Board members that they could sign and forward the resignations to Mr. Hatler now but that the resignations would not be effective until an order for relief had been entered under the Bankruptcy Code. Mr. Waggoner discussed the timing of when that would occur.

There being no further business, the meeting was adjourned at approximately 2:20 p.m.